

In the Court of Claims of the United States.

OCTOBER TERM, 1915.

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| THE UNITED STATES ET AL., APPELLANTS, | } | No. 790. |
| <i>v.</i> | | |
| THE PENNSYLVANIA RAILROAD COMPANY. | | |
| THE UNITED STATES ET AL., APPELLANTS, | } | No. 791. |
| <i>v.</i> | | |
| THE PENNSYLVANIA RAILROAD COMPANY. | | |

APPEALS FROM THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF PENNSYLVANIA.

MOTION BY THE UNITED STATES TO ADVANCE.

Comes now the Solicitor General, and in accordance with the provisions of section 2 of the act of June 16, 1910 (36 Stat. 542), and the urgent deficiency act of October 22, 1913 (38 Stat. 208, 220), moves the court to advance the above-entitled causes for joint hearing on a day convenient to the court at the next term.

These are appeals from orders of the District Court of the United States for the Western District of Pennsylvania annulling an order of the Interstate Commerce Commission.

The question involved is whether under the act to regulate commerce it is within the power of the Interstate Commerce Commission to compel railroad com-

mon carriers to furnish "tank cars" to shippers on their lines for the transportation of large quantities of oil.

The case is of importance because other cases in which the same question is involved are pending before the Commission, and for that reason an early determination thereof by this court is desirable.

Opposing counsel and all parties in interest concur in this motion.

JOHN W. DAVIS,
Solicitor General.

APRIL, 1916.

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